

## BUSINESS REPORT

### MONTANA HOUSE OF REPRESENTATIVES 62nd LEGISLATURE - REGULAR SESSION

#### HOUSE JUDICIARY COMMITTEE

**Date:** Monday, March 14, 2011  
**Place:** Capitol

**Time:** 8:00 AM  
**Room:** 137

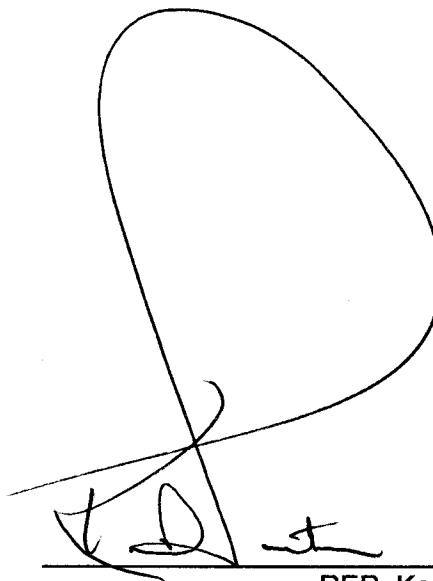
#### BILLS and RESOLUTIONS HEARD:

HB 600 - Revise criminal laws re: endangering children with schedule 1 drugs  
SB 324 - Revise consumer protection laws and settlement proceeds

#### EXECUTIVE ACTION TAKEN:

SB 149	Be concurred in as amended
SB 151	Tabled
SB 238	Be concurred in as amended
SB 268	Be concurred in
SB 337	Be concurred in

#### Comments:

A large, stylized handwritten signature, likely of Ken Peterson, is written over a horizontal line. The signature is composed of several loops and a long, sweeping stroke that extends upwards and to the right.

REP. Ken Peterson, Chair

**HOUSE OF REPRESENTATIVES**  
**Roll Call**  
**JUDICIARY COMMITTEE**

DATE: 3/14/2011

<u>NAME</u>	<u>PRESENT</u>	<u>ABSENT/ EXCUSED</u>
REP. KEN PETERSON, CHAIR	✓	
REP. KRAYTON KERNS, VICE CHAIR	✓	
REP. DIANE SANDS, VICE CHAIR		✓
REP. MIKE MENAHAN	✓	
REP. ROBYN DRISCOLL	✓	
REP. KEITH REGIER	✓	
REP. DAN SKATTUM	✓	
REP. CLEVE LONEY	✓	
REP. MARGARET MACDONALD	✓	
REP. CAROLYN PEASE-LOPEZ	✓	
REP. MICHAEL MORE		✓
REP. LIZ BANGERTER	✓	
REP. WENDY WARBURTON	✓	
REP. BOB WAGNER		✓
REP. ELLIE BOLDMAN HILL		✓
REP. BILL HARRIS		✓
REP. KRISTIN HANSEN		✓
REP. DAVID HOWARD	✓	
REP. JESSE O'HARA	✓	
REP. JOE READ	✓	



## HOUSE STANDING COMMITTEE REPORT

March 14, 2011

Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 149** (third reading copy -- blue) be concurred in as amended.

Signed: 

*Representative Ken Peterson, Chair*

To be carried by Representative Bill Harris

**And, that such amendments read:**

1. Page 1, line 18.

**Following:** "to"

**Insert:** ":

(i)"

**Following:** "loiters"

**Insert:** "; or

(ii) leave any area in which the person has loitered"

2. Page 1.

**Following:** line 18

**Insert:** "(2) Proof of the offense of predatory loitering must also include proof that the person in authority has made a report of the request to the law enforcement agency with jurisdiction over the area, and the agency has documented the report."

**Renumber:** subsequent subsections

3. Page 1, line 20.

**Following:** "both."

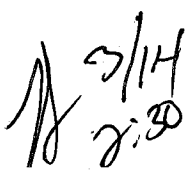
**Insert:** "A person convicted of a second or subsequent offense of

**Committee Vote:**

**Yes 14, No 6**

**Fiscal Note Required** \_\_

SB0149001SC07856.gh

Handwritten signature and date "3/14 2:30" in the bottom right corner.

predatory loitering may be fined not more than \$1,000 or be imprisoned for not more than 1 year, or both."

4. Page 1, line 23.

**Following:** "teacher,"

**Insert:** "school staff member, parent or other adult relative of a child attending the school or playground,"

5. Page 1, line 24.

**Following:** "official"

**Insert:** ", a church staff member, or a parent or other adult relative of a child attending the church"

- END -

## BILL TABLED NOTICE

### HOUSE JUDICIARY COMMITTEE

The HOUSE JUDICIARY COMMITTEE TABLED

**SB 151 - Provide a court surcharge to fund Montana Crime Prevention Association**  
by motion, on **Monday, March 14, 2011.**

  
\_\_\_\_\_  
(For the Committee)

  
\_\_\_\_\_  
(For the Chief Clerk of the House)

  
\_\_\_\_\_  
(Time)

  
\_\_\_\_\_  
(Date)

March 14, 2011

Karen Armstrong, Secretary

Phone: (406) 444-4607  
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## HOUSE STANDING COMMITTEE REPORT

March 14, 2011  
Page 1 of 2

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 238** (third reading copy -- blue) be concurred in as amended.

Signed: 

*Representative Ken Peterson, Chair*

To be carried by Representative Mike Menahan

**And, that such amendments read:**

1. Page 1, line 14.

**Following:** "costs"

**Insert:** "and attorney fees"

2. Page 1, line 15.

**Following:** "costs"

**Insert:** "and attorney fees"

3. Page 1, line 18.

**Following:** "costs"

**Insert:** "and attorney fees"

4. Page 2, line 1.

**Following:** "costs"

**Insert:** "and attorney fees"

**Committee Vote:**

**Yes 16, No 4**

Fiscal Note Required ☐

SB0238001SC06475.hgh

*Handwritten initials and date:* 3/14/11 2:30



## HOUSE STANDING COMMITTEE REPORT

March 14, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 268** (third reading copy -- blue) be concurred in.

Signed: 

*Representative Ken Peterson, Chair*

To be carried by Representative Ken Peterson

- END -

**Committee Vote:**

**Yes 14, No 6**

Fiscal Note Required ☐

SB0268001SC05152.hgh

3/14/11  
JP



## HOUSE STANDING COMMITTEE REPORT

March 14, 2011

Page 1 of 1

Mr. Speaker:

We, your committee on **Judiciary** recommend that **Senate Bill 337** (third reading copy -- blue) **be concurred in.**

Signed: 

*Representative Ken Peterson, Chair*

To be carried by Representative Ken Peterson

- END -

**Committee Vote:**

**Yes 20, No 0**

Fiscal Note Required ☐

SB0337001SC05152.hgh





## JUDICIARY COMMITTEE

MOTION: as 3 times amended

Harris

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE: 3/14/2011 BILL NO SB 238 MOTION NO. \_\_\_\_\_  
MOTION: \_\_\_\_\_

*Menahan Peterson will carry*

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KRAYTON KERNS, VICE CHAIR	✓		
REP. DIANE SANDS, VICE CHAIR	✓		
REP. MIKE MENAHAN	✓		
REP. ROBYN DRISCOLL	✓		
REP. KEITH REGIER	✓		
REP. DAN SKATTUM	X	✓	
REP. CLEVE LONEY	✓		
REP. MARGARET MACDONALD	✓		
REP. PEASE-LOPEZ	✓		
REP. MICHAEL MORE	✓		
REP. LIZ BANGERTER	✓		
REP. WENDY WARBURTON	X	✓	
REP. BOB WAGNER	✓		<i>proxy</i>
REP. ELLIE BOLDMAN HILL	✓		
REP. BILL HARRIS	X	✓	
REP. KRISTIN HANSEN	X	✓	
REP. DAVID HOWARD	✓		
REP. JESSE O'HARA	✓		
REP. JOE READ	✓		
REP. KEN PETERSON, CHAIR	✓		

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**HOUSE OF REPRESENTATIVES**  
**Roll Call Vote**  
**JUDICIARY COMMITTEE**

DATE: \_\_\_\_\_ BILL NO. SB 268 MOTION NO. \_\_\_\_\_  
 MOTION: \_\_\_\_\_

NAME	AYE	NO	If Proxy Vote, check here & include signed Proxy Form with minutes
REP. KRAYTON KERNS, VICE CHAIR	✓		
REP. DIANE SANDS, VICE CHAIR		✓	
REP. JOE READ	✓		
REP. JESSE O'HARA	✓		
REP. DAVID HOWARD	✓		
REP. KRISTIN HANSEN	✓		
REP. BILL HARRIS	✓		
REP. ELLIE BOLDMAN HILL		✓	
REP. BOB WAGNER	✓		proxy
REP. WENDY WARBURTON	✓		
REP. LIZ BANGERTER	✓		
REP. MIKE MORE	✓		
REP. CAROLYN PEASE-LOPEZ		✓	
REP. MARGARET MACDONALD		✓	
REP. CLEVE LONEY	✓		
REP. DAN SKATTUM	✓		
REP. KEITH REGIER	✓		
REP. ROBYN DRISCOLL		✓	
REP. MIKE MENAHAN		✓	
REP. KEN PETERSON, CHAIR	✓		

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# AUTHORIZED COMMITTEE PROXY

I request to be excused from the Judiciary

Committee because of other commitments. I desire to leave my proxy vote with:

Indicate Bill number and your vote Aye or No. If there are amendments, list them by name and number under the bill and indicate a separate vote for each amendment.

BILL/AMENDMENT                      AYE      NO

SB014901.adn	X	
SB014903.adn	X	
SB14904.adn	X	
SB149		X
SB151-table	X	
SB238	X	
SB023803.adn	X	
SB268	X	
SB337	X	

BILL/AMENDMENT                      AYE      NO


Rep. Bob Wagner  
(Signature)

Date 3-12-11

**MONTANA House of Representatives**  
**Visitors Register**  
**HOUSE JUDICIARY COMMITTEE**

# Monday, March 14, 2011

## HB 600 - Revise criminal laws re: endangering children with schedule 1 drugs

**Sponsor: Representative Ron Ehli**

**PLEASE PRINT**

[illegible]

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**

**MONTANA House of Representatives**  
**Visitors Register**  
**HOUSE JUDICIARY COMMITTEE**

## Monday, March 14, 2011

**SB 324 - Revise consumer protection laws and settlement proceeds**

**Sponsor: Senator Joe Balyeat**

**PLEASE PRINT**

[illegible]

**Please leave prepared testimony with Secretary. Witness Statement forms are available if you care to submit written testimony.**